

House \_\_\_\_\_ Amendment NO. \_\_\_\_\_

Offered By \_\_\_\_\_

1 AMEND House Committee Substitute for Senate Bill No. 51, Page 1, Section A, Line 11, by  
2 inserting after all of said section and line the following:

3  
4 "301.140. 1. Upon the transfer of ownership of any motor vehicle or trailer, the certificate of  
5 registration and the right to use the number plates shall expire and the number plates shall be  
6 removed by the owner at the time of the transfer of possession, and it shall be unlawful for any  
7 person other than the person to whom such number plates were originally issued to have the same in  
8 his or her possession whether in use or not, unless such possession is solely for charitable purposes;  
9 except that the buyer of a motor vehicle or trailer who trades in a motor vehicle or trailer may attach  
10 the license plates from the traded-in motor vehicle or trailer to the newly purchased motor vehicle or  
11 trailer. The operation of a motor vehicle with such transferred plates shall be lawful for no more  
12 than thirty days. As used in this subsection, the term "trade-in motor vehicle or trailer" shall include  
13 any single motor vehicle or trailer sold by the buyer of the newly purchased vehicle or trailer, as long  
14 as the license plates for the trade-in motor vehicle or trailer are still valid.

15 2. In the case of a transfer of ownership the original owner may register another motor  
16 vehicle under the same number, upon the payment of a fee of two dollars, if the motor vehicle is of  
17 horsepower, gross weight or (in the case of a passenger-carrying commercial motor vehicle) seating  
18 capacity, not in excess of that originally registered. When such motor vehicle is of greater  
19 horsepower, gross weight or (in the case of a passenger-carrying commercial motor vehicle) seating  
20 capacity, for which a greater fee is prescribed, applicant shall pay a transfer fee of two dollars and a  
21 pro rata portion for the difference in fees. When such vehicle is of less horsepower, gross weight or  
22 (in case of a passenger-carrying commercial motor vehicle) seating capacity, for which a lesser fee is  
23 prescribed, applicant shall not be entitled to a refund.

24 3. License plates may be transferred from a motor vehicle which will no longer be operated  
25 to a newly purchased motor vehicle by the owner of such vehicles. The owner shall pay a transfer  
26 fee of two dollars if the newly purchased vehicle is of horsepower, gross weight or (in the case of a  
27 passenger-carrying commercial motor vehicle) seating capacity, not in excess of that of the vehicle  
28 which will no longer be operated. When the newly purchased motor vehicle is of greater  
29 horsepower, gross weight or (in the case of a passenger-carrying commercial motor vehicle) seating  
30 capacity, for which a greater fee is prescribed, the applicant shall pay a transfer fee of two dollars  
31 and a pro rata portion of the difference in fees. When the newly purchased vehicle is of less  
32 horsepower, gross weight or (in the case of a passenger-carrying commercial motor vehicle) seating

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1 capacity, for which a lesser fee is prescribed, the applicant shall not be entitled to a refund.

2 4. The director of the department of revenue shall have authority to produce or allow others  
3 to produce a weather resistant, nontearing temporary permit authorizing the operation of a motor  
4 vehicle or trailer by a buyer for not more than thirty days from the date of purchase. The temporary  
5 permit authorized under this section may be purchased by the purchaser of a motor vehicle or trailer  
6 from the central office of the department of revenue or from an authorized agent of the department of  
7 revenue upon proof of purchase of a motor vehicle or trailer for which the buyer has no registration  
8 plate available for transfer and upon proof of financial responsibility, or from a motor vehicle dealer  
9 upon purchase of a motor vehicle or trailer for which the buyer has no registration plate available for  
10 transfer, or from a motor vehicle dealer upon purchase of a motor vehicle or trailer for which the  
11 buyer has registered and is awaiting receipt of registration plates. The director of the department of  
12 revenue or a producer authorized by the director of the department of revenue may make temporary  
13 permits available to registered dealers in this state, authorized agents of the department of revenue or  
14 the department of revenue. The price paid by a motor vehicle dealer, an authorized agent of the  
15 department of revenue or the department of revenue for a temporary permit shall not exceed five  
16 dollars for each permit. The director of the department of revenue shall direct motor vehicle dealers  
17 and authorized agents to obtain temporary permits from an authorized producer. Amounts received  
18 by the director of the department of revenue for temporary permits shall constitute state revenue;  
19 however, amounts received by an authorized producer other than the director of the department of  
20 revenue shall not constitute state revenue and any amounts received by motor vehicle dealers or  
21 authorized agents for temporary permits purchased from a producer other than the director of the  
22 department of revenue shall not constitute state revenue. In no event shall revenues from the general  
23 revenue fund or any other state fund be utilized to compensate motor vehicle dealers or other  
24 producers for their role in producing temporary permits as authorized under this section. Amounts  
25 that do not constitute state revenue under this section shall also not constitute fees for registration or  
26 certificates of title to be collected by the director of the department of revenue under section  
27 301.190. No motor vehicle dealer, authorized agent or the department of revenue shall charge more  
28 than five dollars for each permit issued. The permit shall be valid for a period of thirty days from the  
29 date of purchase of a motor vehicle or trailer, or from the date of sale of the motor vehicle or trailer  
30 by a motor vehicle dealer for which the purchaser obtains a permit as set out above. No permit shall  
31 be issued for a vehicle under this section unless the buyer shows proof of financial responsibility.  
32 Each temporary permit issued shall be securely fastened to the back or rear of the motor vehicle in a  
33 manner and place on the motor vehicle consistent with registration plates so that all parts and  
34 qualities of the temporary permit thereof shall be plainly and clearly visible, reasonably clean and are  
35 not impaired in any way.

36 5. The permit shall be issued on a form prescribed by the director of the department of  
37 revenue and issued only for the applicant's temporary operation of the motor vehicle or trailer  
38 purchased to enable the applicant to temporarily operate the motor vehicle while proper title and  
39 registration plates are being obtained, or while awaiting receipt of registration plates, and shall be  
40 displayed on no other motor vehicle. Temporary permits issued pursuant to this section shall not be  
41 transferable or renewable and shall not be valid upon issuance of proper registration plates for the

1 motor vehicle or trailer. The director of the department of revenue shall determine the size, material,  
2 design, numbering configuration, construction, and color of the permit. The director of the  
3 department of revenue, at his or her discretion, shall have the authority to reissue, and thereby extend  
4 the use of, a temporary permit previously and legally issued for a motor vehicle or trailer while  
5 proper title and registration are being obtained.

6 6. Every motor vehicle dealer that issues temporary permits shall keep, for inspection by  
7 proper officers, an accurate record of each permit issued by recording the permit number, the motor  
8 vehicle dealer's number, buyer's name and address, the motor vehicle's year, make, and  
9 manufacturer's vehicle identification number, and the permit's date of issuance and expiration date.  
10 Upon the issuance of a temporary permit by either the central office of the department of revenue, a  
11 motor vehicle dealer or an authorized agent of the department of revenue, the director of the  
12 department of revenue shall make the information associated with the issued temporary permit  
13 immediately available to the law enforcement community of the state of Missouri.

14 7. Upon the transfer of ownership of any currently registered motor vehicle wherein the  
15 owner cannot transfer the license plates due to a change of motor vehicle category, the owner may  
16 surrender the license plates issued to the motor vehicle and receive credit for any unused portion of  
17 the original registration fee against the registration fee of another motor vehicle. Such credit shall be  
18 granted based upon the date the license plates are surrendered. No refunds shall be made on the  
19 unused portion of any license plates surrendered for such credit.

20 8. The provisions of subsections 4, 5, and 6 of this section shall expire July 1, 2019.

21 9. An additional temporary license plate produced in a manner and of materials determined  
22 by the director to be the most cost-effective means of production with a configuration that matches  
23 an existing or newly issued plate may be purchased by a motor vehicle owner to be placed in the  
24 interior of the vehicle's rear window such that the driver's view out of the rear window is not  
25 obstructed and the plate configuration is clearly visible from the outside of the vehicle to serve as the  
26 visible plate when a bicycle rack or other item obstructs the view of the actual plate. Such temporary  
27 plate is only authorized for use when the matching actual plate is affixed to the vehicle in the manner  
28 prescribed in subsection 5 of section 301.130. The fee charged for the temporary plate shall be equal  
29 to the fee charged for a temporary permit issued under subsection 4 of this section. Replacement  
30 temporary plates authorized in this subsection may be issued as needed upon the payment of a fee  
31 equal to the fee charged for a temporary permit under subsection 4 of this section. The newly  
32 produced third plate may only be used on the vehicle with the matching plate, and the additional  
33 plate shall be clearly recognizable as a third plate and only used for the purpose specified in this  
34 subsection.

35 10. Notwithstanding the provisions of section 301.127, the director may issue a temporary  
36 permit to an individual who possesses a salvage motor vehicle which requires an inspection under  
37 subsection 9 of section 301.190. The operation of a salvage motor vehicle for which the permit has  
38 been issued shall be limited to the most direct route from the residence, maintenance, or storage  
39 facility of the individual in possession of such motor vehicle to the nearest authorized inspection  
40 facility and return to the originating location. Notwithstanding any other requirements for the  
41 issuance of a temporary permit under this section, an individual obtaining a temporary permit for the

1 purpose of operating a motor vehicle to and from an examination facility as prescribed in this  
 2 subsection shall also purchase the required motor vehicle examination form which is required to be  
 3 completed for an examination under subsection 9 of section 301.190 and provide satisfactory  
 4 evidence that such vehicle has passed a motor vehicle safety inspection for such vehicle as required  
 5 in section 307.350.

6 11. The director of the department of revenue may promulgate all necessary rules and  
 7 regulations for the administration of this section. Any rule or portion of a rule, as that term is  
 8 defined in section 536.010, that is created under the authority delegated in this section shall become  
 9 effective only if it complies with and is subject to all of the provisions of chapter 536 and, if  
 10 applicable, section 536.028. This section and chapter 536 are nonseverable and if any of the powers  
 11 vested with the general assembly pursuant to chapter 536 to review, to delay the effective date, or to  
 12 disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking  
 13 authority and any rule proposed or adopted after August 28, 2012, shall be invalid and void.

14 [11.] 12. The repeal and reenactment of this section shall become effective on the date the  
 15 department of revenue or a producer authorized by the director of the department of revenue begins  
 16 producing temporary permits described in subsection 4 of such section, or on July 1, 2013,  
 17 whichever occurs first. If the director of revenue or a producer authorized by the director of the  
 18 department of revenue begins producing temporary permits prior to July 1, 2013, the director of the  
 19 department of revenue shall notify the revisor of statutes of such fact.

20 [301.140. 1. Upon the transfer of ownership of any motor vehicle or trailer, the  
 21 certificate of registration and the right to use the number plates shall expire and the  
 22 number plates shall be removed by the owner at the time of the transfer of possession,  
 23 and it shall be unlawful for any person other than the person to whom such number  
 24 plates were originally issued to have the same in his or her possession whether in use  
 25 or not, unless such possession is solely for charitable purposes; except that the buyer  
 26 of a motor vehicle or trailer who trades in a motor vehicle or trailer may attach the  
 27 license plates from the traded-in motor vehicle or trailer to the newly purchased motor  
 28 vehicle or trailer. The operation of a motor vehicle with such transferred plates shall  
 29 be lawful for no more than thirty days. As used in this subsection, the term "trade-in  
 30 motor vehicle or trailer" shall include any single motor vehicle or trailer sold by the  
 31 buyer of the newly purchased vehicle or trailer, as long as the license plates for the  
 32 trade-in motor vehicle or trailer are still valid.

33 2. In the case of a transfer of ownership the original owner may register another  
 34 motor vehicle under the same number, upon the payment of a fee of two dollars, if the  
 35 motor vehicle is of horsepower, gross weight or (in the case of a passenger-carrying  
 36 commercial motor vehicle) seating capacity, not in excess of that originally  
 37 registered. When such motor vehicle is of greater horsepower, gross weight or (in the  
 38 case of a passenger-carrying commercial motor vehicle) seating capacity, for which a  
 39 greater fee is prescribed, applicant shall pay a transfer fee of two dollars and a pro  
 40 rata portion for the difference in fees. When such vehicle is of less horsepower, gross  
 41 weight or (in case of a passenger-carrying commercial motor vehicle) seating

1 capacity, for which a lesser fee is prescribed, applicant shall not be entitled to a  
2 refund.

3 3. License plates may be transferred from a motor vehicle which will no longer be  
4 operated to a newly purchased motor vehicle by the owner of such vehicles. The  
5 owner shall pay a transfer fee of two dollars if the newly purchased vehicle is of  
6 horsepower, gross weight or (in the case of a passenger-carrying commercial motor  
7 vehicle) seating capacity, not in excess of that of the vehicle which will no longer be  
8 operated. When the newly purchased motor vehicle is of greater horsepower, gross  
9 weight or (in the case of a passenger-carrying commercial motor vehicle) seating  
10 capacity, for which a greater fee is prescribed, the applicant shall pay a transfer fee of  
11 two dollars and a pro rata portion of the difference in fees. When the newly  
12 purchased vehicle is of less horsepower, gross weight or (in the case of a  
13 passenger-carrying commercial motor vehicle) seating capacity, for which a lesser fee  
14 is prescribed, the applicant shall not be entitled to a refund.

15 4. Upon the sale of a motor vehicle or trailer by a dealer, a buyer who has made  
16 application for registration, by mail or otherwise, may operate the same for a period  
17 of thirty days after taking possession thereof, if during such period the motor vehicle  
18 or trailer shall have attached thereto, in the manner required by section 301.130,  
19 number plates issued to the dealer. Upon application and presentation of proof of  
20 financial responsibility as required under subsection 5 of this section and satisfactory  
21 evidence that the buyer has applied for registration, a dealer may furnish such number  
22 plates to the buyer for such temporary use. In such event, the dealer shall require the  
23 buyer to deposit the sum of ten dollars and fifty cents to be returned to the buyer upon  
24 return of the number plates as a guarantee that said buyer will return to the dealer  
25 such number plates within thirty days. The director shall issue a temporary permit  
26 authorizing the operation of a motor vehicle or trailer by a buyer for not more than  
27 thirty days of the date of purchase.

28 5. The temporary permit shall be made available by the director of revenue and may  
29 be purchased from the department of revenue upon proof of purchase of a motor  
30 vehicle or trailer for which the buyer has no registration plate available for transfer  
31 and upon proof of financial responsibility, or from a dealer upon purchase of a motor  
32 vehicle or trailer for which the buyer has no registration plate available for transfer.  
33 The director shall make temporary permits available to registered dealers in this state  
34 or authorized agents of the department of revenue in sets of ten permits. The fee for  
35 the temporary permit shall be seven dollars and fifty cents for each permit or plate  
36 issued. No dealer or authorized agent shall charge more than seven dollars and fifty  
37 cents for each permit issued. The permit shall be valid for a period of thirty days  
38 from the date of purchase of a motor vehicle or trailer, or from the date of sale of the  
39 motor vehicle or trailer by a dealer for which the purchaser obtains a permit as set out  
40 above. No permit shall be issued for a vehicle under this section unless the buyer  
41 shows proof of financial responsibility.

1 6. The permit shall be issued on a form prescribed by the director and issued only for  
2 the applicant's use in the operation of the motor vehicle or trailer purchased to enable  
3 the applicant to legally operate the vehicle while proper title and registration plate are  
4 being obtained, and shall be displayed on no other vehicle. Temporary permits issued  
5 pursuant to this section shall not be transferable or renewable and shall not be valid  
6 upon issuance of proper registration plates for the motor vehicle or trailer. The  
7 director shall determine the size and numbering configuration, construction, and color  
8 of the permit.

9 7. The dealer or authorized agent shall insert the date of issuance and expiration date,  
10 year, make, and manufacturer's number of vehicle on the permit when issued to the  
11 buyer. The dealer shall also insert such dealer's number on the permit. Every dealer  
12 that issues a temporary permit shall keep, for inspection of proper officers, a correct  
13 record of each permit issued by recording the permit or plate number, buyer's name  
14 and address, year, make, manufacturer's vehicle identification number on which the  
15 permit is to be used, and the date of issuance.

16 8. Upon the transfer of ownership of any currently registered motor vehicle wherein  
17 the owner cannot transfer the license plates due to a change of vehicle category, the  
18 owner may surrender the license plates issued to the motor vehicle and receive credit  
19 for any unused portion of the original registration fee against the registration fee of  
20 another motor vehicle. Such credit shall be granted based upon the date the license  
21 plates are surrendered. No refunds shall be made on the unused portion of any license  
22 plates surrendered for such credit.

23 9. An additional temporary license plate produced in a manner and of materials  
24 determined by the director to be the most cost-effective means of production with a  
25 configuration that matches an existing or newly issued plate may be purchased by a  
26 motor vehicle owner to be placed in the interior of the vehicle's rear window such that  
27 the driver's view out of the rear window is not obstructed and the plate configuration  
28 is clearly visible from the outside of the vehicle to serve as the visible plate when a  
29 bicycle rack or other item obstructs the view of the actual plate. Such temporary plate  
30 is only authorized for use when the matching actual plate is affixed to the vehicle in  
31 the manner prescribed in subsection 5 of section 301.130. The fee charged for the  
32 temporary plate shall be equal to the fee charged for a temporary permit issued under  
33 subsection 5 of this section. Replacement temporary plates authorized in this  
34 subsection may be issued as needed upon the payment of a fee equal to the fee  
35 charged for a temporary permit under subsection 5 of this section. The newly  
36 produced third plate may only be used on the vehicle with the matching plate, and the  
37 additional plate shall be clearly recognizable as a third plate and only used for the  
38 purpose specified in this subsection.

39 10. The director may promulgate all necessary rules and regulations for the  
40 administration of this section. Any rule or portion of a rule, as that term is defined in  
41 section 536.010, that is created under the authority delegated in this section shall

1       become effective only if it complies with and is subject to all of the provisions of  
2       chapter 536 and, if applicable, section 536.028. This section and chapter 536 are  
3       nonseverable and if any of the powers vested with the general assembly pursuant to  
4       chapter 536 to review, to delay the effective date, or to disapprove and annul a rule  
5       are subsequently held unconstitutional, then the grant of rulemaking authority and any  
6       rule proposed or adopted after August 28, 2012, shall be invalid and void.]" ; and  
7  
8 Further amend said bill by amending the title, enacting clause, and intersectional references  
9 accordingly.  
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